

ENERGY AND GEOLOGICAL RESOURCES DIVISION[565]

Notice of Intended Action

Proposing rule making related to energy and geological resources division and providing an opportunity for public comment

The Natural Resources Department hereby proposes to rescind Chapter 1, “General,” Chapter 3, “State Petroleum Set-Aside,” Chapter 5, “Purchasing Fuel From Alternative Sources,” Chapter 6, “Building Energy Management Programs,” Chapter 13, “Standby Emergency Energy Conservation Measures,” and Chapter 18, “State Energy Program,” Iowa Administrative Code.

Legal Authority for Rule Making

This rule making is proposed under the authority provided in Iowa Code chapter 473 and sections 17A.7(2) and 323A.2(1)“c.”

State or Federal Law Implemented

This rule making implements, in whole or in part, Iowa Code chapter 473 and section 323A.2(1)“c.”

Purpose and Summary

The Department proposes to rescind all remaining chapters from agency identification number 565, Energy and Geological Resources Division. The underlying statutory authority for these rules is no longer with the Department. The Economic Development Authority now oversees these areas.

Fiscal Impact

This rule making has no fiscal impact to the State of Iowa. The fiscal impact statement is available from the Department upon request.

Jobs Impact

After analysis and review of this rule making, no impact on jobs has been found. The jobs impact statement is available from the Department upon request.

Waivers

This rule is subject to the waiver provisions of 561—Chapter 10. Any person who believes that the application of the discretionary provisions of this rule making would result in hardship or injustice to that person may petition the Department for a waiver of the discretionary provisions.

Public Comment

Any interested person may submit written comments concerning this proposed rule making. Written comments in response to this rule making must be received by the Department no later than 4:30 p.m. on December 6, 2022. Comments should be directed to:

Tamara Mullen McIntosh
Department of Natural Resources
Wallace State Office Building
502 East Ninth Street, Fourth Floor
Des Moines, Iowa 50319
Email: tamara.mcintosh@dnr.iowa.gov

Public Hearing

No public hearing is scheduled at this time. As provided in Iowa Code section 17A.4(1)“b,” an oral presentation regarding this rule making may be demanded by 25 interested persons, a governmental subdivision, the Administrative Rules Review Committee, an agency, or an association having 25 or more members.

Review by Administrative Rules Review Committee

The Administrative Rules Review Committee, a bipartisan legislative committee which oversees rule making by executive branch agencies, may, on its own motion or on written request by any individual or group, review this rule making at its [regular monthly meeting](#) or at a special meeting. The Committee’s meetings are open to the public, and interested persons may be heard as provided in Iowa Code section 17A.8(6).

The following rule-making actions are proposed:

- ITEM 1. Rescind and reserve **565—Chapter 1.**
- ITEM 2. Rescind and reserve **565—Chapter 3.**
- ITEM 3. Rescind and reserve **565—Chapter 5.**
- ITEM 4. Rescind and reserve **565—Chapter 6.**
- ITEM 5. Rescind and reserve **565—Chapter 13.**
- ITEM 6. Rescind and reserve **565—Chapter 18.**